

PUBLIC HEALTH DEPARTMENT[641]

Amended Notice of Intended Action

Pursuant to the authority of Iowa Code sections 125.7, 135.150, and 136.3, the Department of Public Health hereby amends the Notice of Intended Action to rescind Chapter 155, “Licensure Standards for Substance Abuse and Problem Gambling Treatment Programs,” and to adopt new Chapter 155, “Licensure Standards for Substance-Related Disorder and Problem Gambling Treatment Programs,” Iowa Administrative Code.

The original Notice of Intended Action was published in the December 10, 2014, Iowa Administrative Bulletin as **ARC 1745C**. This Amended Notice of Intended Action provides for a public hearing to be held on January 27, 2015. The content of new Chapter 155 has not changed from the original Notice.

The rules in Chapter 155 describe procedures and programs related to licensure standards for substance-related disorder and problem gambling treatment programs. The rules in proposed new Chapter 155 implement changes that have been made to Iowa Code chapter 125. In these new rules, the standards conform to statutory changes, match revisions to national practice standards, align with national accreditation standards for similar programs, and are simplified compared to the current standards. The rules clarify and add detail to the program licensure application process, policies and procedures manual requirements, and corrective action plan requirements. The rules include updated references and Iowa Code citations, a reduction in the Department’s time frames for processing inspection reports from 80 business days to 60 business days and for processing complaints from 30 working days to 30 calendar days, an increase from \$75,000 to \$100,000 in the program budget threshold for requiring an annual financial audit, and an increase in a program’s time frame to comply with a corrective action plan from 60 days to 90 days. Language in the existing rules that allowed a “sole practitioner” to operate as a private practice without meeting the general program standards or being professionally licensed in accordance with state law has been removed from the proposed rules.

Any interested person may make written suggestions or comments on the proposed amendments on or before January 27, 2015. Such written comments should be directed to Robert Kerksieck, Division of Behavioral Health, Department of Public Health, 321 East 12th Street, Des Moines, Iowa 50319. E-mail may be sent to robert.kerksieck@idph.iowa.gov.

Also, a public hearing will be held on Tuesday, January 27, 2015, from 11 a.m. to 12 noon on GoToMeeting. Interested persons may join the meeting by computer by accessing the following Web site: <https://www1.gotomeeting.com/join/915040873>. The use of microphone and speakers (VoIP) or a headset is recommended. Interested persons may also join the meeting by telephone in the U.S. and Canada, toll-free, at 1-877-309-2070; the access code is 915-040-873, and an audio PIN will be shown after the person joins the meeting. Interested persons may also attend the public hearing in person at the Director’s Conference Room on the sixth floor of the Lucas State Office Building, Department of Public Health, 321 East 12th Street, Des Moines, Iowa.

Persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed rules. Any persons who intend to attend the public hearing and have special requirements, such as those relating to hearing impairments, should contact the Department of Public Health and advise of specific needs.

After analysis and review of this rule making, no impact on jobs has been found.